

Minutes of the Water Pollution Control Board
Indiana Government Center South
Conference Center Room A
Indianapolis, Indiana
Wednesday, September 13, 2006

1. CALL TO ORDER

The meeting was called to order at 1:35 p.m. by Chairperson Gary Powdrill. A quorum was present.

Members present: Gary Powdrill (Chairperson); Ken Hedge; Dave Wagner; Robert Warnock, Jr.; Lee Botts; Jim Flannery; Mark Legan; Howard Cundiff (proxy for Dr. Judith A. Monroe, IDOH); Chad Frahm (proxy for Lt. Gov. Becky Skillman); Jim Ray (proxy for Kyle Hupfer, IDNR); Pam Fisher (proxy for Michael S. Maurer, Sec. of Commerce); and Deborah Albright (board counsel).

Present for IDEM: Thomas W. Easterly, IDEM Commissioner; Bruno Pigott, Assistant Commissioner, Office of Water Quality (OWQ); Martha Clark Mettler, Deputy Assistant Commissioner, OWQ; Jody Arthur, 303(d) Coordinator, Watershed Section, OWQ; and Dan Murray, Assistant Commissioner, Office of Pollution Prevention & Technical Assistance.

2. ANNOUNCEMENTS

Chairperson Powdrill had the board members introduce themselves and announce their affiliations.

3. APPROVAL OF MINUTES

A motion was made and seconded to approve the August 9, 2006, WPCB minutes. The WPCB minutes were unanimously approved.

4. REPORTS

Antidegradation Rulemaking – Ms. Mettler conveyed that the internal workgroup continues to work on developing standards for implementing the program. A meeting with EPA would be on September 22, 2006.

Wetlands Workgroups – Ms. Mettler said that the wetlands policy workgroup was continuing to meet in order to resolve issues. The science advisory workgroup has become a virtual group that meets via e-mails to discuss wetlands issues.

Wastewater Operators' Certification – Mr. Pigott reported that the workgroup was discussing the existing rule language and potential amendments. The workgroup has scheduled a meeting for September 28, 2006, that will wrap-up its session dealing with permit fees.

Organizational Chart - Ms. Mettler distributed to the board a new office of water organizational chart.

5. RULE ACTIONS

A. #06-44 (WPCB) Drinking Water Corrections

Chairperson Powdrill opened the public hearing for consideration of final adoption of amendments to rules and new rules for Drinking Water Corrections.

Ms. Jones read a written statement explaining what changes were made to the rule language.

Having no commenters, the public hearing concluded. There was no board discussion. The board unanimously voted in favor of the final adoption of the proposed rule as preliminarily adopted.

- B. #06-181 (WPCB) Site Specific Cadmium Criteria for West Fork of the White River
Chairperson Powdrill opened the public hearing for consideration of preliminary adoption of amendments to rules and new rules for Site Specific Cadmium Criteria for West Fork of the White River.

Mr. Pigott explained why the rulemaking was requested and how the draft rule language would address the issues.

Having no commenters, the public hearing concluded. There was no board discussion. The board unanimously voted to preliminarily adopt the draft rules.

- C. #05-233 ESP/CLEAN
Chairperson Powdrill opened the public hearing for consideration of preliminary adoption of rules for the environmental stewardship program and comprehensive local environmental action network.

Mr. Murray explained how the environmental stewardship program would work. He also clarified how the large and small entities would greatly benefit by volunteering to be in the program.

Board members questioned Mr. Murray about the program's benefits, the exemplary status qualification, and the program's fairness. They also inquired about how many entities were interested in joining the program.

There were two commenters: Ms. Janet McCabe, Improving Kids' Environment, and Mr. Glenn Pratt, concerned citizen.

Hearing concluded. There was a board discussion. Thereafter, the board unanimously voted to preliminarily adopt the draft rules.

6. PUBLIC HEARING

Final 2006 303(d) List of Impaired Waters

Ms. Arthur presented a PowerPoint presentation about the final 2006 303(d) List of Impaired Waters under the clean water act. She explained what changes were made to the draft 303(d) list.

Ms. Arthur answered questions from the board.

There was one commenter: Mr. Glenn Pratt, concerned citizen.

Hearing concluded.

7. OTHER MATTERS

Chairperson Powdrill requested that at the October 11, 2006 board meeting, IDEM give a progress report on Environmental Performance Partnership Agreement (EnPPA) and an updated report on the Total Maximum Daily Load (TMDL) program.

Ms. Botts asked that an updated report on the watershed program be given at the next board meeting.

Thereafter, Chairperson Powdrill suggested that if there is a board meeting in November or December of 2006, it be held at an off-site location in southern Indiana.

8. ADJOURNMENT

Chairperson Powdrill adjourned the WPCB meeting at 3:55 p.m.

The next WPCB meeting is scheduled for Wednesday, October 11, 2006, at Indiana Government Center-South, Conference Room A, at 1:30 p.m. E.D.T.

CHAIRPERSON

These minutes were derived from Office of Water Quality Rules Section staff notes; however, this meeting was recorded by a court reporter. A typewritten transcript of the entire meeting is on file in the Office of Water Quality, Indiana Department of Environmental Management.